

**MINUTES OF COUNCIL MEETING
NOVEMBER 11, 2004
6:30 P.M.**

The Murray City Council met in regular session on Thursday, November 11, 2004, at 6:30 p.m. in the Council Chambers of City Hall, with Mayor Rushing presiding.

Council Members Present: Bill Adams, Lance Allison, Dan Miller, Tommy Sanders, Jane Brandon, Rita Henley, Danny Hudspeth, Pete Lancaster, Doris Parham, Hugh Massey, Jay Morgan, and Bill Wells.

Council Members Absent: None.

Staff Present: Don Elias, Ken Claud, Clayton Hendricks, Ricky Stewart, Dickie Walls, J. L. Barnett, Dannetta Cossey, Philip Morris, Matt Mattingly, David Roberts, Gail Mullins, Don Rogers, Thomas Clendenen, Don Leet, Warren Hopkins, and Harla McClure.

Mayor Rushing wanted to thank everyone who was able to attend the Veterans Day Parade. He stated that David Foley and VFM Post 6291 had a big part in making the parade a success.

Mayor Rushing then recognized Jake Maness, a third grader at Southwest Elementary. Mr. Maness wrote a letter to the Murray Ledger and Times to speak about the necessity of having a siren on the southwest side of town.

Minutes of the council meeting held October 28, 2004, were presented for approval. **Dr. Morgan moved, seconded by Mr. Wells,** to approve the minutes as written. With no discussion, Mayor Rushing called for a voice vote, which was unanimous in favor of the motion.

Municipal Order 015-2004 reappointing Krista Thompson to the Murray Calloway County Park Board with a term to expire November 1, 2008, was presented to the Council for approval. **Ms. Henley moved, seconded by Mr. Massey,** to approve said Municipal Order. With no discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Municipal Order 016-2004 reappointing David Richardson to the Murray Calloway County Park Board with a term to expire November 1, 2008, was presented to the Council for approval. **Ms. Henley moved, seconded by Mr. Lancaster** to approve said Municipal Order. With no discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Municipal Order 017-2004 appointing Chad Lawson to the Murray Calloway County Park Board with a term to expire November 1, 2008, was presented to the Council for approval. **Mr. Sanders moved, seconded by Mr. Massey** to approve said Municipal Order. With no discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the

motion.

Municipal Order 018-2004 appointing Sam Underwood to the City of Murray Code Enforcement Board for a one year term to expire November 11, 2005, was presented to the Council for approval. **Ms. Henley moved, seconded by Ms. Parham** to approve said Municipal Order. With no discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Municipal Order 019-2004 appointing Mitzi Key to the City of Murray Code Enforcement Board for a two year term to expire November 11, 2006, was presented to the Council for approval. **Dr. Morgan moved, seconded by Mr. Massey** to approve said Municipal Order. With no discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Municipal Order 020-2004 appointing Bill Adams to the City of Murray Code Enforcement Board for a two year term to expire November 11, 2006, was presented to the Council for approval. **Mr. Allison moved, seconded by Ms. Henley** to approve said Municipal Order. With no discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Municipal Order 021-2004 appointing Mike Lovins to the City of Murray Code Enforcement Board for a three year term to expire November 11, 2007, was presented to the Council for approval. **Mr. Sanders moved, seconded by Ms. Henley** to approve said Municipal Order. With no discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Municipal Order 022-2004 appointing Charles Chilcutt to the City of Murray Code Enforcement Board for a three year term to expire November 11, 2007, was presented to the Council for approval. **Mr. Allison moved, seconded by Ms. Parham** to approve said Municipal Order. With no discussion, Mayor Rushing called for voice vote which was unanimous in favor of the motion.

Municipal Order 023-2004 appointing Kim Oatman as an alternate on the City of Murray Code Enforcement Board for a three year term to expire November 11, 2007, was presented to the Council for approval. **Mr. Sanders moved, seconded by Dr. Morgan** to approve said Municipal Order. With no discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Mayor Rushing recognized Lance Allison, and requested that he provide a report from the Public Works Committee, which met prior to the council meeting. Mr. Allison stated that the committee met to discussion bids for the following: three submersible non-clog pumps; crushed limestone; chemicals; and concrete.

The first item reviewed and discussed was three non-clog submersible pumps. Mr. Allison stated that these pumps are replacing the pumps at Clarks River that have been there since 1972.

Mr. Allison moved, as unanimously recommended by the committee, to accept the low bid from Henry P. Thompson in the amount of \$35,981. **Mr. Sanders seconded.** With no further discussion, Mayor Rushing called for the voice vote which was unanimous of favor of the motion.

The next bids reviewed were for chemicals.

CHEMICAL BID SUMMARY

ITEM	ULRICH	INDUSTRIAL	BRENNTAG	PREVIOUS BID PRICE
Bulk Sodium Hydroxide (Caustic Soda Liquid) 50% Mercury Cell Grade	\$428.20* Dry Ton	NO BID	\$479.00 Dry Ton	\$280.00 DRY TON
Chlorine Cylinders 1 Ton Cylinders	\$575.00/Ton \$750.00 Deposit	NO BID	\$529.00/Ton \$750.00 Deposit	\$372.00/TON \$750.00 Deposit
Sulfur Dioxide 1 Ton Cylinders	\$600.00/Ton \$750.00 Deposit	NO BID	\$450.00/Ton \$1,200.00 Deposit	\$450.00/TON \$1,200/Deposit
Liquid Alum - Bulk	207.40/Dry Ton	\$218.00/Dry Ton	\$195.00/Dry Ton	\$196.85/DRY TON

Sodium Fluoride	\$95.36 per		.719 per pound	\$87.13 per
125 Pound Drums	125# Drum	NO BID	\$89.87 per	125# Drum
			125# drum	

* PRICE FIRM
UNTIL 6/30/05
THEN \$50.00
PER DRY TON
CAP FOR NEXT
SIX MONTHS

Ms. Allison moved, as unanimously recommended by the committee to accept the low bid from Ulrich on Bulk Sodium Hydroxide, and the low bid on Chlorine Cylinders, Sulfur Dioxide, Liquid Alum, and Sodium Fluoride from Brenntag. **Mr. Sanders seconded the motion.** With no further discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

The following bids were reviewed for crushed limestone.

CRUSHED LIMESTONE BID

ITEM	ROGERS	VULCAN	PREVIOUS
#3	\$8.50	\$8.20	\$8.05
#57	\$8.50	\$8.20	\$8.05
DGA	\$8.25	\$8.65	\$8.15
#9	\$10.75	\$8.20	\$8.20
#78	\$10.75	\$8.20	\$8.20
CHANNEL LINING II (8" TO 10" RIP RAP)	\$9.50	\$9.05	\$8.80

Mr. Allison stated the crushed limestone is bid for one year. **Mr. Allison moved, as unanimously recommended by the committee,** to accept the low bid from Rogers for the DGA and to accept the low bid from Vulcan on #3, #57, #9, #78, and channel lining II. **Ms. Henley**

seconded the motion. With no further discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

The following bids were reviewed for concrete for six months and for 12 months.

CONCRETE

ITEM	FITTS	FEDERAL	PREVIOUS BID PRICE
6 BAG MIX CONCRETE			
6 MONTHS PRICE PER YARD	\$69.10	\$65.92	\$67.40/YARD
12 MONTHS PRICE PER YARD	\$71.50	\$68.92	
5 1/2 BAG MIX CONCRETE			
6 MONTHS PRICE PER YARD	\$67.22	\$62.04	\$66.26/YARD
12 MONTHS PRICE PER YARD	\$69.50	\$65.04	
CLASS M HIGHWAY MIX			
6 MONTHS PRICE PER YARD	\$85.00	\$95.75	N/A
12 MONTHS PRICE PER YARD	\$87.50	\$98.75	

Ms. Allison moved, as unanimously recommended by the committee, to accept the low bid from Federal Materials for six months. **Ms. Parham seconded the motion.** With no further discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Mr. Allison stated the next item discussed by the committee was non participating parcels. He asked David Roberts, Director of Planning and Engineering, to provide additional information. Mr. Roberts stated that the developers for Racer Villa located on Lawrence Road, which is just off 94 West, requested to have the gas line run. Mr. Roberts stated that there are three properties that opted not to participate in the cost of running the gas line. Those three property owners are: Max Gene Rogers, Conrad H. Jones, and Mildred Robertson.

Mr. Roberts stated the entire cost was paid up front by the applicant; however, if any of the aforementioned three owners request to tap on to the gas within the next 10 years, they will have to pay a prorated amount of the initial cost which will be refunded to the original applicant. After the 10 years has expired, they will only be required to pay a tap on fee.

Mr. Sanders moved, seconded by Ms. Henley, to classify the property owned by Max Gene Rogers, Conrad H. Jones, and Mildred Robertson, as non participating parcels. With no further discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Mayor Rushing recognized Danny Hudspeth, and requested that he provide a report for the Public Safety Committee. Mr. Hudspeth stated the committee met to discuss changes to the proposed Animal Control Ordinance recommended by Warren Hopkins, City Attorney. He stated Mr. Hopkins incorporated said changes into the proposed Ordinance and provided a draft to the Committee. **Mr. Hudspeth moved, as unanimously recommended by the committee**, to send the proposed Ordinance to the council for their approval. **Ms. Henley seconded the motion.** Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Mayor Rushing then requested Matt Mattingly, Project Manager, to provide an update on the projects that are being worked on right now. Mr. Mattingly stated that he provided a packet for the council that outlines the different projects and their current status.

Ms. Henley requested to know when the City will fill in where it has been dug out and Mr. Mattingly stated that it typically takes a year for settling. At that time, the City will come back and sow the grass and add any soil that is needed.

Mr. Wells stated the cable commission has asked him to again be one of the council representatives. He asked that any council members that are interested in serving on the commission notify him of their interest.

Mayor Rushing stated the council needed to discuss when the second meeting in November will be held. **Mr. Wells moved, seconded by Mr. Allison** to reschedule the second council meeting in November to Monday, November 22, 2004 at 6:30 p.m. With no further discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Ms. Parham stated that International Education Week is the week of November 15 – 26. There will be a reception on November 15th and all essay winners will receive a certificate.

With no further business to come before the council, the meeting adjourned at 7:00 p.m. to a rescheduled meeting on November 22, 2004.

H. Thomas Rushing, Mayor

Attest:

Harla McClure
City Clerk